



**Eric Gonzalez**  
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**ALEXIS NICOLE GAVIOLA**  
Assistant District Attorney

02/07/2021

In connection with the above-named case, the People voluntarily provide the following information regarding:

**MOS NAME: MICHAEL NOCERINO**

**MOS TAX: 937192**

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

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**Disclosure # 1:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 11/03/2017, AGAINST MOS NOCERINO:

ALLEGATION(S):

1. OTHER DEPARTMENT RULES/ PROCEDURES VIOLATION

CASE STATUS: CLOSED ON 04/15/2019

**Disclosure # 2:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 12/04/2017, AGAINST MOS NOCERINO:

ALLEGATION(S):

1. FAILED TO NOTIFY INTERNAL AFFAIRS BUREAU

CASE STATUS: CLOSED ON 08/31/2018

ACTION TAKEN: SCHEDULE A COMMAND DISCIPLINE

**Disclosure # 3:**

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Julien Ford	18-CV-3620	E.D.N.Y.	6-21-18	1-10-19	Settlement without admission of fault or liability
Kewan King	18-CV-2997	E.D.N.Y.	5-21-18	1-10-19	Settlement without admission

					of fault or liability
Ellen Green et al	14-CV-6048	E.D.N.Y.	10-15-14	7-31-17	Settlement without admission of fault or liability
Duchaun Butler	10-CV-7974	S.D.N.Y.	10-20-10	2-28-12	Settlement without admission of fault or liability
Richard Fernandez	10-CV-922	E.D.N.Y.	3-2-10	2-23-11	Settlement without admission of fault or liability

NOTE: The defense bar's website, CAPSTAT, also notes that Sgt. Nocerino was the subject of a state lawsuit filed in Kings Cty. Sup. Ct., Index No. 0014965/2015, by plaintiff, Estrella Perez. While WebCivil indicates that such a lawsuit was filed (the request for judicial intervention is noted as 10-10-2018), there is no way to verify, electronically, that Sgt. Nocerino was in fact named in the suit as the complaint is not available electronically. In any event, the suit was dismissed on the NYC defendant's motion on 12-7-2018.

**Disclosure # 4: (PENDING)**

THE FOLLOWING NYPD DEPARTMENTAL ALLEGATION, DATED 10/02/2020, IS PENDING AGAINST MOS NOCERINO:

ALLEGATION:

1. OTHER DEPARTMENT RULES/ PROCEDURES VIOLATION – NOT WEARING PPE

CASE STATUS: PENDING

**BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:**

**Disclosure # 5:**

CCRB CASE: 201902270

REPORT DATE: 03/13/2019

INCIDENT DATE: 03/12/2019

CCRB SUBSTANTIATED ALLEGATIONS:

1. ABUSE - FAILURE TO PROVIDE RTKA CARD
2. ABUSE – FRISK
3. ABUSE - REFUSAL TO PROVIDE SHIELD NUMBER

OTHER MISCONDUCT NOTED (NO CCRB JURISDICTION):

1. OTHER MISCONDUCT NOTED - FAILURE TO PRODUCE STOP AND FRISK REPORT

**Disclosure # 6 (PENDING):**

CCRB CASE: 201908128

REPORT DATE: 09/13/2019

INCIDENT DATE: 08/08/2019

PENDING CCRB ALLEGATIONS:

1. ABUSE – ENTRY OF PREMISES

**Disclosure # 7 (PENDING):**

CCRB CASE: 202002387

REPORT DATE: 03/27/2020  
INCIDENT DATE: 03/26/2020  
PENDING CCRB ALLEGATIONS:  
1. FORCE – CHOKEHOLD  
2. ABUSE – OTHER  
3. FORCE – PHYSICAL FORCE

**Disclosure # 8 (PENDING):**

CCRB CASE: 202003171  
REPORT DATE: 05/11/2020  
INCIDENT DATE: 05/02/2020  
PENDING CCRB ALLEGATIONS:  
1. FORCE – PHYSICAL FORCE

**Disclosure # 9 (PENDING):**

CCRB CASE: 202003281  
REPORT DATE: 05/13/2020  
INCIDENT DATE: 05/13/2020  
PENDING CCRB ALLEGATIONS:  
1. ABUSE – VEHICLE STOP  
2. ABUSE – FAILURE TO PROVIDE RTKA CARD

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